S.B.CRIMINAL MISC. BAIL APPLICATION NO.2305/2007

(Sohan Ram & Anr. vs. State of Rajasthan)

DATE OF ORDER : July 03, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Deepak Nehra, for the petitioners.
Mr.Ashok Upadhyaya, Public Prosecutor for State.
Mr.J.R.Chawel, for the complainant.

Heard learned counsel for the petitioners as well as the Public Prosecutor for the State assisted by counsel appearing for the complainant. Perused the order impugned.

It is contended by the learned counsel for the petitioners that the parties have entered into compromise and the compromise was executed by the complainant in the presence of two attesting witnesses, wherein the complainant stated that she has received her all the dowry articles.

I have carefully gone through the compromise dt. 28.12.2006 duly signed by the complainant.

Having considered the totality of facts and circumstances of the case and keeping in view the compromise, which is the admission of the complainant that she has received the dowry articles, without commenting on the merit of the case, I think it

just and proper to grant anticipatory bail to the petitioners.

Accordingly, it is directed that in the event of arrest of petitioners Sohan Ram s/o Ladu Ram and Smt. Kamala alias Ramala w/o Sohan Ram in CR No.77/2007, P.S. Ladnu (Nagaur), they shall be released on bail for a period till the police concludes the investigation and files the challan provided each of them furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount each to the satisfaction of Investigating Officer to surrender and appear before the trial court on the date of filing of the challan after conclusion of the investigation on the following conditions:-

(i)That they shall make themselves available for interrogation by a police officer as and when required;

(ii)That they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That they shall not leave India without the previous permission of the Court.

The petitioners shall surrender before the trial court on the date of filing of the challan.

(H.R.PANWAR),J.

m.asif/-